



South Coast Air Quality Management District

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BOARD MEETING DATE: January 7, 2011

AGENDA NO. 8

PROPOSAL: Amend Administrative Code to Include Policy for Distribution of Tickets to Officials and Employees

SYNOPSIS: The California Fair Political Practices Commission (FPPC) recently adopted regulations requiring that any distribution of tickets by an agency to its officials or employees who attend an event for the purpose of performing a ceremonial role or duty be made in accordance with a board-adopted policy that states the public purpose to be accomplished by the ticket distribution. The regulation also requires the agency to post information relating to such distribution on its website, on a form approved by the FPPC. This action is to amend the Administrative Code to include a Ticket Policy.

COMMITTEE: Administrative, December 10, 2010, Recommended for Approval

RECOMMENDED ACTION:

Amend the Administrative Code to include a Policy for Distribution of Tickets to Officials and Employees.

ADOPTED
by the
South Coast Air Quality
Management District Board
Jan 7 2011



Barry R. Wallerstein, D.Env.
Executive Officer

KRW:

Background

The California Fair Political Practices Commission (FPPC) recently adopted regulations requiring that any distribution of tickets by an agency to its officials or employees who attend an event for the purpose of performing a ceremonial role or duty be made in accordance with a board-adopted policy that states a public purpose to be accomplished by the ticket distribution. The regulation also requires the agency to post information relating to such distribution on its website, on a form approved by the FPPC.

Proposal

It is recommended that the AQMD's Administrative Code be amended to include a policy and procedure for the distribution of tickets to officials and employees. The Ticket Policy shall apply to the distribution of tickets or passes for admission to a facility, event, show, or performance for an entertainment, amusement, recreational, or similar purpose.

The Ticket Policy will require that any distribution of such tickets be made to accomplish a governmental or public purpose. The policy sets forth a list of applicable public purposes for distribution, including: the promotion of health and environmental improvement activity within the District; promotion of District-run, sponsored, or supported community programs; performance of a ceremonial role or function representing the District at the event; and intergovernmental relations.

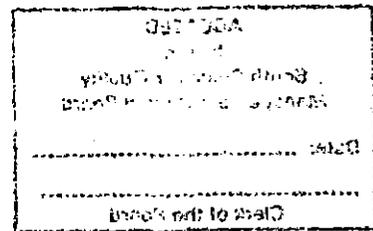
The Ticket Policy places a limit on the number of tickets an official or employee may receive, and prohibits the transfer of any tickets distributed. Finally, as required by FPPC regulations, the distribution of tickets pursuant to the Ticket Policy will be posted on the District's website in a prominent fashion.

Resource Impacts

No resource impacts anticipated.

Attachments

- Proposed Ticket Policy
- Resolution



**South Coast Air Quality Management District
Ticket Policy**

Administrative Code Section 45

1. **Purpose.** The purpose of this Policy is to ensure that all tickets the District receives from public and private entities and individuals are distributed in furtherance of governmental and/or public purposes.

2. **Definitions.**

- a. "District" shall mean and refer to the South Coast Air Quality Management District.
- b. "District Official" shall mean and refer to the District's "public officials," as that term is defined by Government Code section 82048 and Fair Political Practices Commission Regulation 18701.
- c. "FPPC" shall mean and refer to the California Fair Political Practices Commission.
- d. "Immediate family" shall mean and refer to the spouse or domestic partner, and dependent children.
- e. "Policy" shall mean and refer to this Ticket Policy.
- f. "Ticket" shall mean and refer to a "ticket or pass" as that term is defined in FPPC Regulation 18944.1, as amended from time to time, but which currently defines a "ticket or pass" as admission to a facility, event, show, or performance for an entertainment, amusement, recreational, or similar purpose.

3. **Limitation.** This Policy shall only apply to the District's distribution of tickets to, or at the behest of, a District Official.

4. **Ticket Distribution Public Purposes.** The District may accomplish one or more of the following governmental and/or public purposes through the distribution of tickets to, or at the behest of, a District Official. The following list is illustrative rather than exhaustive:

- a. Promotion of health and environmental improvement activity within the District;
- b. Promotion of community resources available to District residents and businesses, including charitable and nonprofit organization resources;
- c. Promotion of District resources available to District residents and businesses;
- d. Promotion of District-run, sponsored or supported community programs;
- e. Promotion of District facilities available for District resident and business use;
- f. Promotion of District recognition, visibility, and/or profile on a local, state, national or worldwide scale;
- g. Promotion of open government by District Official appearances, participation and/or availability at business and/or community events;
- h. Performance of a ceremonial role or function representing the District at the event, for which the District Official may receive enough tickets for the District Official and each member of his or her immediate family;

- i. Job duties of the District Official that require his or her attendance at the event, for which the District Official may receive enough tickets for the District Official and each member of his or her immediate family;
- j. Intergovernmental relations purposes, including but not limited to attendance at an event with or by elected or appointed public officials from other jurisdictions;

5. **Public Purpose Requirement.** The distribution of any ticket by the District to, or at the behest of, a District official shall accomplish a governmental and/or public purpose.

6. **Transfer Prohibition.** The transfer by any District Official of any ticket distributed to such District Official pursuant to this Policy to any other person, except to members of the District Official's immediate family for their personal use, is prohibited.

7. **Website Posting.** This Policy shall be posted on the District website in a prominent fashion.

8. **Website Disclosure.** The distribution of a ticket or tickets pursuant to this Policy shall be posted on the District website in a prominent fashion within thirty (30) days after the ticket distribution. Such posting shall use FPPC California Form 802 or such alternate form as from time to time the FPPC may designate.

9. **Designation of Agency Head.** For the purpose of implementing this policy, and completing and posting the FPPC California Form 802, the Executive Officer or his/her designee shall be the "Agency Head."

RESOLUTION NO. 11-2

A Resolution of the South Coast Air Quality Management District Board to amend the *Administrative Code* effective January 7, 2011.

WHEREAS, the California Fair Political Practices Commission (FPPC) recently adopted regulations requiring that any distribution of tickets by an agency to its officials or employees who attend an event for the purpose of performing a ceremonial role or duty be made in accordance with a board-adopted policy that states a public purpose to be accomplished by the ticket distribution. The regulation also requires the agency to post information relating to such distribution on its website, on a form approved by the FPPC.

WHEREAS, the Governing Board of the South Coast Air Quality Management District, State of California, in regular session assembled on January 7, 2011, wishes to adopt a policy and procedure for the distribution of tickets to officials and employees. The Ticket Policy shall apply to the distribution of tickets or passes for admission to a facility, event, show, or performance for an entertainment, amusement, recreational, or similar purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Board amends the *Administrative Code* to include Section 45 which sets forth a policy for distribution of tickets to officials and employees.

AYES: Antonovich, Benoit, Burke, Cacciotti, Campbell, Carney,
Gonzales, Lyou, Mitchell, Perry, Pulido, and Yates.

NOES: None.

ABSENT: Loveridge.

Jan. 7, 2011
Date

